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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND-SAN FRANCISCO

JEFFREY A. AMES and SASHA M. D'AMICO	CASE NO.: 3:16-cv-02590-JST
Plaintiffs,	<b>STIPULATION AND <del>PROPOSED</del> ORDER RE. HEARING AND BRIEFING RE DEFENDANTS' MOTION TO DISMISS FIRST AMENDED COMPLAINT AND MOTION TO SEVER</b>
vs.	
CITY OF NOVATO; LT. OLIVER COLLINS; and DOES 1-10.	
Defendants.	Complaint Filed: May 13, 2016 Judge: Hon. Jon S. Tigar Courtroom: 9

WHEREAS, on July 5, 2016, Defendants City of Novato and Lt. Oliver Collins filed a Motion to Dismiss Portions of Plaintiffs' First Amended Complaint to be heard on August 18, 2016.

WHEREAS, on July 6, 2016, the Court scheduled a Case Management Conference for September 14, 2016.

WHEREAS, on July 14, 2016, Defendants filed a Motion to Sever Plaintiff D'Amico's Claims into a Separate Action to be heard on August 18, 2016.

1 WHEREAS Plaintiff's counsel was recently diagnosed with a serious medical  
2 condition and will withdraw from the case upon substitution of counsel.

3 Plaintiffs and Defendants, by and through their counsel, hereby agree and stipulate  
4 that the hearing on Defendants' Motion to Dismiss Portions of Plaintiffs' First Amended  
5 Complaint and Motion to Sever Plaintiff D'Amico's Claims into Separate Action may be  
6 continued to September 1, 2016 at 2:00 p.m.

7 Oppositions to be filed and served on August 11, 2016.

8 Replies to be filed and served on August 18, 2016.

9 IT IS SO STIPULATED

10 Dated: July 18, 2016

SHEA LAW OFFICES

11 /s/ Mary J. Shea

12 By: \_\_\_\_\_  
Mary. J. Shea, Attorney for Plaintiffs

13 Dated: July 18, 2016

LIEBERT CASSIDY WHITMORE

14 /s/ Suzanne Solomon

15 By: \_\_\_\_\_  
16 Suzanne Solomon, Attorney for Defendants

17 **ORDER**

18 Pursuant to the parties' stipulation, it is hereby ordered that the hearings on  
19 Defendants' Motion to Dismiss Portions of Plaintiffs' First Amended Complaint and  
20 Motion to Sever Plaintiff D'Amico's Claims into Separate Action shall be continued to  
21 September 1, 2016 at 2:00 p.m.

22 Oppositions shall be filed and served on August 11, 2016.

23 Replies shall be filed and served on August 18, 2016.

24 IT IS SO ORDERED

25 Dated: July 19, 2016

26 By:  \_\_\_\_\_  
27 The Hon. Jon S. Tigar